

GWACS Armory, LLC vs KE Arms, LLC
Jovan Beltran

May 31, 2022

20-CV-0341-CVE-SH

1 IN THE UNITED STATES COURT FOR THE
2 NORTHERN DISTRICT OF OKLAHOMA

3 GWACS ARMORY, LLC, an Oklahoma)
4 limited liability company,)
5 Plaintiff,) Case No.
6 KE ARMS, LLC, RUSSEL PHAGAN,) 20-CV-0341-CVE-SH
7 SINISTRAL SHOOTING TECHNOLOGIES,)
8 LLC, BROWNELLS, INC. And SHAWN) Consolidated with
9 NEALON,) Case No.
10 KE ARMS, LLC,) 21-CV-0107-CVE-SH
11 Plaintiff,)
12 v.)
13 GWACS ARMORY, LLC, GWACS DEFENSE)
14 INCORPORATED, JUD GUDGE, RUSSEL)
15 ANDERSON, DOES I through X, and)
ROE CORPORATIONS I through X,)
Defendants.)
16 _____
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18 DEPOSITION OF JOVAN BELTRAN
19 PHOENIX, ARIZONA
20 May 31, 2022
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24 Prepared by:
Deborah L. Tucker, RPR
Certified Reporter
25 Certification No. 50464

**CERTIFIED
TRANSCRIPT**

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21

08:50:47 1 Q. Did Russell Phagan tell you that you did not need
08:50:52 2 to appear for that deposition?
08:50:54 3 A. No.
08:50:54 4 MR. CALAWAY: Object to form.
08:50:55 5 By MR. BOGAN:
08:50:55 6 Q. Did Mike Kenney tell you that you did not need to
08:50:57 7 appear for that deposition?
08:51:00 8 MR. CALAWAY: Object to the form.
08:51:00 9 THE WITNESS: No.
08:51:01 10 BY MR. BOGAN:
08:51:01 11 Q. When did you hire Mr. Calaway to represent you in
08:51:04 12 this case?
08:51:04 13 A. I did not hire him. I -- Mike and Russell told
08:51:11 14 me to get in contact with him, that he will be
08:51:15 15 representing me.
08:51:16 16 MR. CALAWAY: And I think he's asking when
08:51:17 17 did our engagement --
08:51:19 18 THE WITNESS: Okay.
08:51:20 19 MR. CALAWAY: -- like when did I send you my
08:51:22 20 engagement letter.
08:51:22 21 THE WITNESS: It must have been last week.
08:51:24 22 MR. CALAWAY: Yeah.
08:51:25 23 BY MR. BOGAN:
08:51:25 24 Q. So last week was the first time you were
08:51:27 25 represented by the same counsel as KE Arms?

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22

08:51:30 1 A. Yes.

08:51:30 2 Q. And who's paying for that representation?

08:51:31 3 A. I don't know. Must be KE Arms.

08:51:34 4 Q. If the amended subpoena with a different address

08:51:42 5 had not been sent to you, would you have appeared for your

08:51:45 6 first deposition?

08:51:45 7 A. There's supposed -- My understanding is that

08:51:48 8 there needs to be, I don't know if it's five days, I can't

08:51:52 9 recall, but there has to be a certain amount of days with

08:51:58 10 a -- for someone to appear. It's like, I don't think if

08:52:04 11 they served me today and I have to be here tomorrow. I

08:52:07 12 have to ask for days off, or whatever, need be.

08:52:11 13 Q. And how many days was the first subpoena served

08:52:13 14 on you before the deposition was to take place?

08:52:15 15 A. I can't recall. It was definitely at least five

08:52:19 16 days ahead of time or more.

08:52:22 17 Q. So you felt because the address needed to be

08:52:24 18 corrected that you didn't have to appear; is that your

08:52:26 19 testimony?

08:52:26 20 A. Yes.

08:52:27 21 MR. CALAWAY: Objection, asked and answered.

08:52:29 22 BY MR. BOGAN:

08:52:32 23 Q. Did you have any discussions with Mr. Phagan

08:52:41 24 about your testimony today?

08:52:42 25 A. No.